

**CRIMINAL MINUTE ENTRY**

**DOCKET NUMBER:** 05-m-1230

**Date Received By Docket Clerk:** \_\_\_\_\_ **Docket Clerk Initials:** \_\_\_\_\_  
**BEFORE JUDGE:** E. Thomas Boyle **DATE:** 5/13/09 **TIME:** 11:30 AM

**CRIMINAL CAUSE FOR** Waiver Speedy Indictment **TIME IN COURT** \_\_\_\_\_ **HRS** \_\_\_\_\_ **MINS** \_\_\_\_\_

**DEFENDANT'S NAME:** Frederick Celani **DEFENDANTS #** 1

☒ **Present** ☐ **Not Present** ☒ **Custody** ☐ **Not Custody**

**DEFENSE COUNSEL:** Brandi Chavis  
☐ **Present** ☐ **Not Present** ☐ **Federal Defender** ☒ **CJA** ☐ **Retained**

**DEFENDANT'S NAME:** \_\_\_\_\_ **DEFENDANTS #** \_\_\_\_\_

☐ **Present** ☐ **Not Present** ☐ **Custody** ☐ **Not Custody**

**DEFENSE COUNSEL:** \_\_\_\_\_  
☐ **Present** ☐ **Not Present** ☐ **Federal Defender** ☐ **CJA** ☐ **Retained**

**DEFENDANT'S NAME:** \_\_\_\_\_ **DEFENDANTS #** \_\_\_\_\_

☐ **Present** ☐ **Not Present** ☐ **Custody** ☐ **Not Custody**

**DEFENSE COUNSEL:** \_\_\_\_\_  
☐ **Present** ☐ **Not Present** ☐ **Federal Defender** ☐ **CJA** ☐ **Retained**

**A.U.S.A.:** Richard Lunder **PRETRIAL/PROBATION OFFICER** \_\_\_\_\_

**CASE MANAGER OR MAGISTRATE CLERICAL** L. Lundy

**COURT REPORTER: OR ESR OPERATOR** \_\_\_\_\_ **TAPE LOG** 11:48-11:53

**INTERPRETER:** \_\_\_\_\_ **LANGUAGE:** \_\_\_\_\_

**Select the Type of Hearing or Trial**

**CONTESTED** [ ] **YES** [ ] **NO**

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> Allocation Hearing                 | <input type="checkbox"/> In Camera Hearing   | <input type="checkbox"/> Plea and Sentence                              |
| <input type="checkbox"/> Arraignment                        | <input type="checkbox"/> In Chambers Conference  | <input type="checkbox"/> Preliminary Examination                        |
| <input type="checkbox"/> Attorney Appointment Hearing       | <input type="checkbox"/> Initial Appearance  | <input type="checkbox"/> Preliminary Revocation Hearing                 |
| <input type="checkbox"/> Bench Trial                        | <input type="checkbox"/> Initial Appearance-Material Witness                           | <input type="checkbox"/> Pretrial Conference                            |
| <input type="checkbox"/> Bond Forfeiture Hearing            | <input type="checkbox"/> Initial Appearance-Revocation Proceedings                     | <input type="checkbox"/> Pro Se(Faretta) Hearing                        |
| <input type="checkbox"/> Bond Hearing                       | <input type="checkbox"/> Initial Appearance-Rule 5(c)(3)                               | <input type="checkbox"/> Psychiatric Report Hearing                     |
| <input type="checkbox"/> Bond Revocation Hearing            | <input type="checkbox"/> Forfeiture Hearing  | <input type="checkbox"/> Remand Hearing                                 |
| <input type="checkbox"/> Change of Plea Hearing             | <input type="checkbox"/> Franks Hearing  | <input type="checkbox"/> Revocation of Probation - Final Hearing        |
| <input type="checkbox"/> Competency Hearing                 | <input type="checkbox"/> James Hearing   | <input type="checkbox"/> Revocation of Supervised Release-Final Hearing |
| <input type="checkbox"/> Curcio Hearing                     | <input type="checkbox"/> Jury Selection  | <input type="checkbox"/> Rule 44C Hearing                               |
| <input type="checkbox"/> Daubert Hearing                    | <input type="checkbox"/> Jury Trial  | <input type="checkbox"/> Scheduling Conference                          |
| <input type="checkbox"/> Detention Hearing                  | <input type="checkbox"/> Jury Trial-Death Penalty Phase                                | <input type="checkbox"/> Sentencing                                     |
| <input type="checkbox"/> Detention Hearing Material Witness | <input type="checkbox"/> Jury Trial-Sentence Enhancement Phase                         | <input type="checkbox"/> Show Cause Hearing                             |
| <input type="checkbox"/> Discovery Hearing                  | <input type="checkbox"/> Markman Hearing   | <input checked="" type="checkbox"/> Status Conference                   |
| <input type="checkbox"/> Dispositional Hearing (Juvenile)   | <input type="checkbox"/> Material Witness Hearing                                      | <input type="checkbox"/> Suppression Hearing                            |
| <input type="checkbox"/> Docket Call                        | <input type="checkbox"/> Motion Hearing  | <input type="checkbox"/> Telephone Conference                           |
| <input type="checkbox"/> Evidentiary Hearing                | <input type="checkbox"/> Motion Hearing-Material Witness                               | <input type="checkbox"/> Voir Dire                                      |
| <input type="checkbox"/> Extradition Hearing                | <input type="checkbox"/> Motions No longer Referred                                    |   |
| <input type="checkbox"/> Fatico Hearing                     | <input type="checkbox"/> Motions Referred Upon Consent to Magistrate Judge Disposition |   |
| <input type="checkbox"/> Forfeiture Hearing                 | <input type="checkbox"/> Nebbia Hearing  | <input type="checkbox"/> Other (please specify)                         |
| <input type="checkbox"/> Detention Hearing                  | <input type="checkbox"/> Omnibus Hearing   |   |
| <input type="checkbox"/> Hearing Out-Of-Jury Presence       | <input type="checkbox"/> Plea Agreement Hearing  |   |

**Select the action.**

☐ **Began** ☐ **Held** ☐ **Continued** ☐ **Completed** ☐ **Scheduled for**

**Date:** \_\_\_\_\_ **Time** \_\_\_\_\_ **FOR** \_\_\_\_\_

**Type of Hearing**

SHOULD THIS CALENDAR BE SEALED

☐ YES

☒ NO

UTILITIES

- |   |  |   |
|---|--|---|
| <input type="checkbox"/> ~Util-Add Terminate Attorneys              | <input type="checkbox"/> ~Util-Document Unsealed     | <input type="checkbox"/> ~Util-Set/Reset Deadlines/Hearings               |
| <input type="checkbox"/> ~Util-Bond-Set/Reset                       | <input type="checkbox"/> ~Util-Exparte Matter        | <input type="checkbox"/> ~Util-Set/Reset Hearings                         |
| <input type="checkbox"/> ~Util-Case Sealed                          | <input type="checkbox"/> ~Util-Indictment Unsealed   | <input type="checkbox"/> ~Util-Set/Reset Motion & R&R Deadlines/Headlines |
| <input type="checkbox"/> ~Util-Case Unsealed                        | <input type="checkbox"/> ~Util-Information Unsealed  | <input type="checkbox"/> ~Util-Terminate Motions                          |
| <input type="checkbox"/> ~Util-Counts To Be Tried Separately        | <input type="checkbox"/> ~Util-Interpreter Appointed | <input type="checkbox"/> ~Util-Terminate Parties                          |
| <input type="checkbox"/> ~Util-Defendant Severed From Co-Defendants | <input type="checkbox"/> ~Util-Plea Entered          |   |
| <input type="checkbox"/> ~Util-Document Sealed                      | <input type="checkbox"/> ~Util-Set/Reset Deadlines   |   |

Period of Excludable Delay/ Speedy Trial Start: 5/19/09  
Period of Excludable Delay/ Speedy Trial Stop: 6/18/09

CODE TYPE: Please Circle

- |   |                                    |                                   |                               |
|---|------------------------------------|-----------------------------------|-------------------------------|
| XA- Competency/Capacity Exam            | XC- Trial on Other Charges         | XD- Interlocutory Appeal          | XE- Pretrial Motions          |
| XF- Transfer Proceedings                | XG- Motion under Advisement        | XH- Miscellaneous Proceedings     | XI- Prosecution deferred      |
| XJ- Transportation from Other District  | XK- Proposed Plea Agreement        | XM- Unavailable Witness/Defendant | XN- Incompetency              |
| XP- Superseding Indictment/charges      | XR- Awaiting Trial of Co-Defendant | XT- Interest of Justice           | XU- Withdrawal of Guilty Plea |
| XW- Grand Jury Indictment Tim extension |                                    |                                   |                               |

DOCKET CLERK SHALL ENTER UTILITY EVENT **SPEEDY TRIAL EXCLUDABLE DELAY- START & SPEEDY TRIAL EXCLUDABLE DELAY-STOP**

Do these minutes contain ruling(s) on motion(s)? ☐ YES ☐ NO

MOTION[S] TYPE and DOCUMENT NUMBER OF MOTION RULED ON:

TYPES OF DECISIONS

- |  |   |   |
|--|---|---|
| <input type="checkbox"/> Adopting Report & Recommendation as to            | <input type="checkbox"/> Granting                             | <input type="checkbox"/> Taking Under Advisement                          |
| <input type="checkbox"/> Adopting in Part on Report & Recommendation as to | <input type="checkbox"/> Granting In Part and Denying In Part | <input type="checkbox"/> Temporarily Denying                              |
| <input type="checkbox"/> Deferring Ruling on                               | <input type="checkbox"/> Rescinding                           | <input type="checkbox"/> Temporarily Granting                             |
| <input type="checkbox"/> Denying   | <input type="checkbox"/> Settling                             | <input type="checkbox"/> Temporarily Granting In Part and Denying In Part |
| <input type="checkbox"/> Dismissing  | <input type="checkbox"/> Striking                             | <input type="checkbox"/> Terminating                                      |
| <input type="checkbox"/> Entered   | <input type="checkbox"/> Submitted                            | <input type="checkbox"/> Vacating   |
| <input type="checkbox"/> Finding as Moot                                   | <input type="checkbox"/> Sustaining                           | <input type="checkbox"/> Withdrawing                                      |

TEXT: The defendant waives speedy Indictment start date 5/18/09  
stop date 6/18/09  
Proposed order that Nassau County Correctional Facility use reasonable  
efforts to provide defendant Frederick Celani with one additional hour per week  
of usage time in the prison library. Application granted. Order executed.